

FILED BY JE D.C.

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

05 AUG 17 AM 10:22
THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TENN. MEMPHIS

**THOMAS & BETTS CORPORATION and
THOMAS & BETTS INTERNATIONAL, INC.,**

Plaintiffs,

Case No.: 05-2267 D P

v.

**HUBBELL INCORPORATED and
HUBBELL POWER SYSTEMS, INC.,**

Defendants.

**THOMAS & BETTS CORPORATION and
THOMAS & BETTS INTERNATIONAL, INCL.,**

Plaintiffs/Cross-Defendants,

HUBBELL INCORPORATED,

Defendant/Cross-Plaintiff.

ORDER ON MOTION TO DISMISS OR
IN THE ALTERNATIVE FOR NON DEFINITE STATEMENT

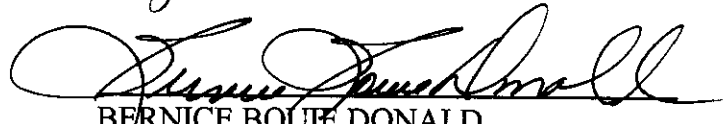
Before the court is the motion of Defendant/Cross-Plaintiff Hubbell Incorporated ("Hubbell") seeking dismissal of the complaint for failure to state a cause of action for which relief can be granted. Fed.R.Civ.P. 12(b)(6), or in the alternative for more definite statement, Fed.R.Civ.P. 12(e).

In response to the motion, Plaintiff, Thomas and Betts, has filed an amended complaint.

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Upon review of the amended complaint, the court finds that the motion to dismiss or for more definite statement should be denied, as the amended complaint addresses the earlier deficiencies.

IT IS SO ORDERED this 16th day of August, 2005.


BERNICE BOUIE DONALD
UNITED STATES DISTRICT JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 18 in case 2:05-CV-02267 was distributed by fax, mail, or direct printing on August 18, 2005 to the parties listed.

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